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15 IN THE UNITED STATES DISTRICT COURT
16 FOR THE EASTERN DISTRICT OF CALIFORNIA
17

18 **JAN PETERS,** Plaintiff,
19 v.
20 **MALIA M. COHEN, in her official capacity
as Controller of the State of California,** Defendant.
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Case No. 2:22-cv-00266-JAM-DB

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**STIPULATION AND ORDER
REGARDING FINAL PRETRIAL
CONFERENCE AND TRIAL DATES**

Judge: Hon. Judge John A. Mendez
Action Filed: June 17, 2021
Trial Date: March 18, 2024

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1 Pursuant to Federal Rules of Civil Procedure Rule 16 and Local Rule 143, and subject to
2 the Court's approval, Plaintiff and Defendant (collectively, the "Parties") jointly request to vacate
3 the dates for the Final Pretrial Conference and Trial, currently set for January 30, 2024, and
4 March 18, 2024, respectively (Dkt. Nos. 56 and 66). Counsel complied with the Court's July 27,
5 2023 Order (Dkt. No. 59) and contacted the Court's Courtroom Deputy prior to filing this
6 stipulation and proposed order.

7 The Parties submitted cross-motions for summary judgment (Dkt. Nos. 63 and 64) and,
8 pursuant to the Court's order, the cross-motions were submitted without appearance and without
9 oral argument. (Dkt. No. 71). The Parties believe that the Court's ruling on the cross-motions for
10 summary judgment will likely resolve the case. Accordingly, in the interest of conserving
11 resources, the Parties stipulate, agree, and request that the Final Pretrial Conference and Trial
12 dates be vacated pending the Court's ruling on the cross-motions for summary judgment.

13 Dated: January 10, 2024

Respectfully submitted,

14 ROB BONTA
15 Attorney General of California
16 ANTHONY R. HAKL
17 Supervising Deputy Attorney General

18 /s/ Jerry T. Yen

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in her official capacity as California State
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24 /s/ William W. Palmer
25 WILLIAM W. PALMER
26 *Attorneys for plaintiff Jan Peters*

ORDER

Pursuant to stipulation and good cause appearing therefore, IT IS HEREBY ORDERED
that the January 30, 2024 Final Pretrial Conference and March 18, 2024 trial are **VACATED**.

IT IS SO ORDERED.

Dated: January 10, 2024

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE